



JFW

PTO/SB/21 (08-03)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/706,391
		Filing Date	November 12, 2003
		First Named Inventor	Randal Eckert
		Art Unit	1645
		Examiner Name	Zeman, Robert A.
Total Number of Pages in This Submission	2	Attorney Docket Number	061818-5512 US02

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request (See Remarks) <input checked="" type="checkbox"/> Response to Non-Responsive Amendment <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Change of Address <input type="checkbox"/> Revocation and Power of Attorney (with Schedule A) <input type="checkbox"/> Statement Under 37 CFR § 3.73(b) <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <ul style="list-style-type: none">• Return postcard
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 50-0310.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	Morgan, Lewis & Bockius LLP Ada Wong Reg. No. 55,740
Signature	
Date	August 31, 2006

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Candida Rubalcaba- Rivera		
Signature		Date	08/31/06



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Art Unit:	1645
Randal Eckert, et al.		
Application Serial No.: 10/706,391	Examiner:	Zeman, Robert A.
Filing Date: November 12, 2003	Confirmation No.	5819
For: ANTI-MICROBIAL TARGETING CHIMERIC PHARMACEUTICAL	Attorney Docket No.:	061818-5512 US02

RESPONSE TO NON-RESPONSIVE AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of a Non-responsive Amendment mailed July 31, 2006, Applicants respectfully refer Examiner to Applicants' May 10th response, electing SEQ ID NO:61 for examination without prejudice. In view of the foregoing remarks, it is believed that the application is now in form for examination on the merits and an early and favorable office action is earnestly solicited.

Respectfully submitted,

Date:

August 31, 2006

Ada Wong

55,740

(Reg. No.)

MORGAN LEWIS & BOCKIUS LLP
2 Palo Alto Square
3000 El Camino Real, Suite 700
Palo Alto, CA 94306-2212
(415) 442-1490